

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY  
(Camden Vicinage)**

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Mark and Tabitha Gravely,	:	
indiv & as H/W	:	
18 Hepburn Lane	:	No.: 09-5435
Willingboro, NJ 08046	:	
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	Jury of Twelve (12) Jurors Demanded
Wabash National Corporation, et al	:	
1000 Sagamore Pkwy S	:	
Lafayette, IN 47903	:	
John Does 1-10	:	
	:	
Defendants.	:	

**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2010, upon consideration of counsel for Plaintiffs' Motion for Leave to Withdraw, and in any response thereto, it is hereby ORDERED and DECREED that Counsel's Motion is GRANTED, and the Clerk shall mark counsel's representation terminated.

**AND IT IS SO ORDERED.**

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Joel Schneider

,M.J.

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1000 Sagamore Pkwy S	:	
Lafayette, IN 47903	:	
John Does 1-10	:	
	:	
Defendants.	:	

**COUNSEL FOR PLAINTIFFS' MOTION FOR LEAVE TO WITHDRAW**

Incorporating by reference the attached Memorandum of Law, counsel for Plaintiffs requests this Honorable Court's leave to withdraw.

WHEREFORE, counsel for Plaintiffs requests this Honorable Court's leave to withdraw.

WEISBERG LAW, P.C.

/s/ Matthew B. Weisberg  
Matthew B. Weisberg, Esquire  
Attorney for Plaintiffs

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	:	
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**MEMORANDUM OF LAW OF COUNSEL FOR PLAINTIFFS' MOTION FOR LEAVE  
TO WITHDRAW**

This is an action in product liability arising out of diversity jurisdiction resulting in Plaintiffs' personal injuries.

After a contentious relationship, Plaintiff, Mark Gravely, terminated<sup>1</sup> instant counsel.

Counsel for Plaintiff requests leave to withdraw. RPC 1.16(a)(3).

Notwithstanding termination, counsel for Plaintiff and Plaintiffs have an irreconcilable conflict of interest subject to attorney-client privilege.

Counsel for Plaintiff requests leave to withdraw. Id., at (b)(6).

Notwithstanding counsel's termination and an otherwise irreconcilable conflict of interest, this matter imposes upon counsel an additional conflict of interest regarding counsel's financial abilities towards ongoing prosecution and this matter's financial needs.

Counsel for Plaintiff requests leave to withdraw. Id., at (b)(5).

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<sup>1</sup> Later, plaintiff recanted; however, the damage to the attorney-client relationship is done. Id., at (b)(5).

WHEREFORE, counsel for Plaintiff requests this Honorable Court's leave to withdraw.

WEISBERG LAW, P.C.

/s/ Matthew B. Weisberg  
Matthew B. Weisberg, Esquire  
Attorney for Plaintiffs

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Defendants.	:	

**CERTIFICATE OF SERVICE**

I, Matthew B. Weisberg, Esquire, hereby certify that on this 20th day of July, 2010, a true and correct copy of the foregoing Memorandum of Law of Counsel for Plaintiffs' Motion for Leave to Withdraw was served via ECF, upon the following parties:

Gerhard P. Dietrich, Esq.  
Ward Greenberg Heller & Reidy, LLP  
1835 Market Street, Suite 650  
Philadelphia, PA 19103

WEISBERG LAW, P.C.

/s/ Matthew B. Weisberg  
Matthew B. Weisberg, Esquire  
Attorney for Plaintiffs

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	:	
Defendants.	:	

**AFFIDAVIT**

I, Matthew B. Weisberg, Esquire, am competent to enter into this affidavit, and hereby swear/affirm that the foregoing is true and accurate upon information and belief, subject to penalty for falsehoods.

WEISBERG LAW, P.C.

/s/ Matthew B. Weisberg  
Matthew B. Weisberg, Esquire  
Attorneys for Plaintiffs